MINUTES OF THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

U.S.A. vs Jose Alfredo Torres No. 08CR0790-WQH

The Court finds excludable delay, under the section indicated by check (√), commenced on 9/15/08 and ended on 11/17/08.

3161(h)

___(1)(A) Exam or hrg for **mental or physical incapacity** — A

___(1)(B) **NARA examination** (28:2902) — B

___(1)(D) State or Federal trials or **other charges pending** — C

___(1)(E) **Interlocutory appeals** — D

___(1)(F) **Pretrial motions** (from flg to hrg or other prompt dispo) — E

___(1)(G) **Transfers from other district** (per FRCrP 20, 21 & 40) — F

___(1)(J) **Proceedings under advisement** not to exceed thirty days — G

___ Misc proc: Parole or prob rev, deportation, **extradition** — H

___(1)(H) **Transportation** from another district or to/from examination or hospitalization in ten days or less — 6

___(1)(I) Consideration by Court of **proposed plea agreement** — 7

___(2) **Prosecution deferred** by mutual agreement — I

___(3)(A)(B) **Unavailability of defendant** or **essential witness** — M

___(4) Period of **mental or physical incompetence** of defendant to stand trial — N

___(5) Period of **NARA commitment or treatment** — O

___(6) **Superseding indictment and/or new charges** — P

___(7) **Defendant awaiting trial of co-defendant** when no severance has been granted — R

___(8)(A)(B) **Continuances** granted per (h)(8)-use "T" alone if more than one of the reasons below are given in support of continuance — T

√ (8)(B)(i)(1) Failure to **continue** would stop further proceedings or result in **miscarriage of justice** — T1 (circled)

___(8)(B)(ii) 2) **Case** unusual or **complex** — T2

___(8)(B)(iii) 3) **Indictment** following arrest **cannot be filed** in thirty (30) days — T3

___(8)(B)(iv) 4) **Continuance** granted in order to obtain or **substitute counsel**, or give reasonable time to prepare — T4

___3161(I) Time up to **withdrawal of guilty plea** — U

___3161(b) **Grand jury indictment time extended** thirty (30) more days — W

Date 9/10/08

WQH
Judge's Initials